G. R. S. 59]

ML
1913

GENERAL AND REVENUE SECRETARIAT.

1913-14
(Numerical)

File No. 19 of 1913
Serial Nos. 415

File No. 19-13

Serial Nos. 415

Papers Filed.

Month December 1913

SUBJECT.

The question of work forming a large electoral pending the revision of the roll by Mr. Dawson Manager of Messrs Spencer & Co. for the lists of candidates of voters Rampore etc.

PREVIOUS REFERENCES	LATER REFERENCES
Impl. 19-13. 3 Impl 19-13. 1-2	Jud 75-15 Ss 2-4 B. Sept 1915

Manager
29/11/13

3330

GRS 11d 1913.

GENERAL AND REVENUE SECRETARIAT.

(Genl)

NOTES.

File No. 19

FILE HEADING

Municipal Councillors
Bangalore City

From

Secretariat Muni. Council

No. 185 Dated 12. 12. 13 Received 12-12-13

Diary No. 3330	Enclos	Spare Copies	Serial No 4

BRIEF ABSTRACT OF LETTER

States that the bye-election for the Palace Ward has been fixed to 19th Dec 1913 but that Mr Davis Manager of the Spencer & Co. whose name has not been included in the list of Voters of candidates requests that the bye-election be postponed till the list of Voters is revised and rep published and that such a procedure being necessary the rules in force action will be taken to hold the election on the due date unless your direct otherwise.

NOTES AND ORDERS

NOTES—First Sheet.

GPS—85 000—15 6 12

G. H. S. 12]

General and Revenue Secretariat | 2nd File No. 19 of 1913.

Serial No

2 Mr Davis is according to rules entitled to vote ~~whether~~ if he be under cl (iii) or (vii) of rule 4 and to stand for election. A copy of Mr Davis' representation to the President in the matter, received in this office was submitted for perusal of the Dewan on 8.12.13 with a note that if our interference was not called for. (D No 3186).

He pays a cess of Rs 50 as stated in his application to the President —

3 The Deputy Commr's action is final in this matter and it has been lately notified that in the election rules the words "President" should be read for the words "Deputy Comr" so far as the Bangalore city municipality is concerned Mr Davis can take redress in a civil court if he is not satisfied with the action of the ~~Deputy~~ President. There is no reason why Govt should direct otherwise with regard to the type of election

Notification put up with D 3186 Sent to the Dewan

4 If approved, the President may be informed accordingly

5 Submit for orders with draft

TS 61
12/12/13

NOTE—Contn sheet.

GPB—50 CO—7.11.13

G. R. S. 12]

General and Revenue Secretariat | Ml File No. 19 of 1913.

Serial No.

6 Mr Davies can be included in the list even duly qualified, only at the time of a general revision of the lists of voters and Candidates. Rule 28 expressly states that such a revision of the lists is not necessary in the case of a bye election, and even excludes 9 and 10 of the Election Rules, respecting the published lists, from operating in connection with a bye-election.

There is therefore nothing irregular that has so far occurred in connection with this bye Election. The circumstance that the lists of Voters & eligible Candidates have not been annually revised under Rule 8, since 1909 is to be regretted, but it does not appear to vitiate the proceedings

8 Draft submitted accordingly

Hm 13/12

Dy Sec 4).

9. The draft reply to the President of the Bangalore Cly Municipality may be approved

Dewanji Saw 13/12

10 D Ewan) Draft approved by the Dewan 14/12

11 Issued today Dewan 15/12

5 12. To President Mal Cl Bangalore Hm 15/1

Cly No. 6187 d 15.12.12

Informing that the bye-election

NOTE—Contn sheet.

GPB—40 CCO—7 11 13

G. R S 12]

General and Revenue Secretariat — Govt File No 19 of 1913

Serial No.

not be adjourned as rule 9 & 10 of the election rules are not applicable to a by-election

GPB—50,000—25 9 13

V. Wright

No 185 OFFICE OF THE PRESIDENT, MUNICIPAL COUNCIL,

Bangalore City, dated 12th December 1913.

Enclo.

D 3330.

Ex Bul 19-13

From

DEWAN BAHADUR RAJA SABHA BHUSHANA
K. P PUTTANNA CHETTY, ESQ,
Honorary President, Municipal Council,
Bangalore City

814

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General & Revenue Departments, Bangalore

SIR,

I have the honor to state that in connection with the Bye-election in the I-Palace Division sanctioned in Government Proceedings No. 3888-M1. 19-13-2 dated the 24th September 1913 the lists of voters and candidates as were revised at the last election have been published under Rule 26 of the Rules of Election published under Notification No. 6859-M1.322-08-1 dated the 25th January 1909 and the Bye-election has been fixed to be held on the 19th instant.

2 The Manager of Messrs Spencer and Company Ltd., Bangalore Mr. W. Davis whose name does not appear in the list in his letter dated the 2nd instant, desired that the list should be revised and ~~that~~ his name included as a tax payer as he holds a Power of Attorney for Messrs Spencer and Company Ltd.

3 Under Rule 7 (iv) the lists of voters and candidates have to be revised annually by an officer to be appointed by the Deputy Commissioner under Rule

From

To

Dated

Despatched

Received

General No.

No.

Enclosure No.

GPB—50,000—26 9 12

7(1) and published 2 months prior to 1st June as laid down in Rule 6. In this Municipality eversince these Rules came into force no such appointment was made nor have the lists been revised annually. As Section 13 (1) of the Municipal Regulation provides that if a new Election Roll is not published in any year before the date prescribed, the Roll then in operation shall continue in operation until the new Roll is published, and as Rule 28 above quoted lays down that the last revised list of voters and candidates shall be published for purposes of a Bye-election and that persons entered in that list, unless disqualified in the meantime, i.e. as provided in Section 15 (1) of the Regulation, shall alone be considered entitled to vote or to be elected, Mr. Davis was informed that the only course open was to adopt that previous years list and this was done.

4. As regards his other contentions he was also informed that residence in the City limits was not obligatory under Clause (vii) of Rule 4 but that it was a moot point whether he came under Clause (iii) or Clause (vii) of that Rule.

5 Mr. Davis has again sent a letter dated the 11th instant requesting that the election be postponed till a complete supplemental list is published. As I think that such a procedure will be against the provisions of the Regulation and the Rules, I beg to state that the bye-election will be held on the due date unless Government are pleased to direct otherwise.

I have the honor to be
Sir,
Your most obedient servant,

Honorary President.

The resident ad 3.

J. R. S 26] Bangalore city Municipal election for 1913
The Taluk Board need not be postponed ab
File No. 9/13
Serial No 5

Diary No. of letter replied to 3330

No 6181
mel 9-13-

General and Revenue Secretariat
(Mel)
the 191

To 15.12.13.
The President
Municipal Council
Bangalore City

Date of issue 15-12-13

Signed by Mr A-V Ramanathan

Sir

With reference
to your letter No. 185
dated the 12th Dec
1913 regarding the
request of Mr Davis
to the effect that his
name may be included
in the list of voters

paper under disposal

over

SUBJECT

and also candidates
qualified for election +
that pending a decision
on this point, the bye-
election proposed to be
held in the city council
chamber on the 19th
instant may be postponed
I am directed to state
that, as the election rules
9 + 10 under which the
present application of
Mr Davis appears to fall
do not apply to a
bye-election, Govt agree
with you in considering
that the bye-election
need not be adjourned.

2 In this connection
Govt note with dis-
approval that no
steps were taken in the
last bye-election
cause and punish the

y

List of enclosures.

Copied by

Examined by

GPB—25,000—8-8-11

5

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

list of voters and candidates as required by rule 8 and trust that this important duty will ~~not be~~ receive the necessary attention ~~neglected~~ in future

I have re

~~14-12-13~~

13/12

13/12 Dy Secy

TR 161

13.12.13

GPB—12,000—15-2-13